

PATENT
ATTORNEY DOCKET NO. 06275/057001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#238 8/27/99
T.Gray

Applicant : Kjell G.E. Bäckström et al. Art Unit: 1645
Serial No.: 08/960,093 Examiner: Minnifield
Filed : herewith
Title : INHALABLE POLYPEPTIDE/ENHANCER COMPOSITIONS

Box CPA
Assistant Commissioner for Patents
Washington, DC 20231

PRELIMINARY AMENDMENT

Before further examination on the merits and in response to the Examiner's Action mailed April 26, 1999 ("Office Action"), please amend the application as follows.

In the claims:

42. (Amended) A [pharmaceutical] composition [comprising a mixture of active compounds] consisting essentially of (A) a [pharmaceutically active] polypeptide [and] , (B) [a substance] one or more substances which [enhances] enhance the absorption of said polypeptide in the lower respiratory tract, and (C) optionally one or more non-hygrosopic additives, said [mixture] composition being in the form of a [non-hygrosopic] dry powder suitable for inhalation from a dry powder inhaler, wherein at least 50% of the total mass of [said active compounds] (A) and (B) consists of [(a)] primary particles having a diameter of up to about 10 microns [or (b) agglomerates of such

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Date of Deposit AUGUST 23, 1999
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TOM CRAY